

Response to Rule 312 Communication	Application No.	Applicant(s)
	10/721,647	DEVORE ET AL.
	Examiner	Art Unit
	David D. Le	3655

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

1. ☒ The amendment filed on 13 October 2008 under 37 CFR 1.312 has been considered, and has been:

- a) ☐ entered.
- b) ☐ entered as directed to matters of form not affecting the scope of the invention.
- c) ☐ disapproved because the amendment was filed after the payment of the issue fee.

Any amendment filed after the date the issue fee is paid must be accompanied by a petition under 37 CFR 1.313(c)(1) and the required fee to withdraw the application from issue.

- d) ☒ disapproved. See explanation below.
- e) ☐ entered in part. See explanation below.

The present independent claims 1 and 13 are not generic to the newly submitted claims. For example, claims 1 and 25 where the transmission housing, as claimed in claim 25, is not rotatable, as required in claim 1; and accordingly, they are conflicting one another. Likewise, claims 13 and 30, where the step (1), determining a vibration, as claimed in claim 30, is in conflict with steps 2 and 3 of claim 13. It appears that applicant mixes one embodiment with another, which is not adequately disclosed in the present specification.

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